

**VILLAGE OF HEUVELTON**  
**Regular Board Meeting**  
**Public Hearing on 2018-2019 Budget**  
**April 11, 2018**

At 6:00 pm, Mayor Lashua called the meeting to order. Mayor Lashua opened the meeting with the pledge of allegiance. Trustees in attendance were E. Wood; C. Basford; A. Guardino and W. Knowlton. Also in attendance were S. McConnell, DANC; T. Murray, DPW Superintendent; C. Martin, HVFD 2<sup>nd</sup> Asst. Chief; K. Feuka, C2AE and J. Lightfoot, SLC Legislator.

**HVFD Report** Mr. Martin advised the Board that the Auxiliary had generously donated a ram. He stated that there had been a recent car fire in which the owner was not satisfied with the investigation and may be contacting the Mayor to discuss. Mayor Lashua stated that she would want a member of the HVFD present if any meeting were held regarding this. The Mayor notified Mr. Martin of the Fire District preliminary fact finding meeting scheduled for May 9, 2018 at 7pm and suggested that the HVFD Executive Board attend. The Mayor talked about the new law for cancer coverage for fire fighters and the potential cost would run between \$200 and \$300 per firefighter. Mr. Wood discussed the purchase of a new truck with cap to replace R50. Mr. Martin left at 6:17pm.

**Public Forum** Mayor Lashua opened the public hearing on the budget at 6:01 pm. There were no comments on the budget from the public. At 7:55 pm, the public hearing on the budget was closed. Mr. Lightfoot advised the Board that the NYS Court Administrator says the County needs an additional family court so they are working on find a space for them in the current court building. They will also be increasing security and limiting the entrances. Everyone will be screened before entering the building. Mr. Lightfoot invited the Mayor to attend a meeting with himself, County Attorney Button and the Canton Mayor to discuss workers compensation issues. The meeting will be May 4<sup>th</sup> at 3:00pm. He also mentioned that in 2019, the sales tax sharing will be up for discussion. Mr. Lightfoot left at 7:48pm.

**RESOLUTION 18-031** **2018-2019 ANNUAL BUDGET ADOPTION**

Offered by Tr. Basford, seconded by Mayor Lashua. Tr. Wood and Tr. Guardino - Aye.

**Resolution to adopt a budget for the fiscal year commencing June 1, 2018, and ending May 31, 2019, making appropriations for the conduct of Village government and establishing the rates of compensation for officers and employees for such period.**

**WHEREAS, this board has met at the time and place specified in the notice of public hearing on the preliminary budget and heard all persons desiring to be heard thereon;**

**NOW, THEREFORE BE IT RESOLVED, that the preliminary budget as amended and revised and as hereinafter set forth is hereby adopted and that the amounts stated in the column title "Adopted 2018-19" hereby are appropriated for the objects and purposes specified and the salaries and wages stated in such budget shall be and are hereby fixed at the amounts shown therein effective June 1, 2018.**

**Sewer/Water** Mr. McConnell indicated the sewer plant is running well. They are still getting wipes and the notice to be put in the newsletter regarding this was discussed. The waste lagoon is almost full and will need to land apply in the next three or four weeks. Mr. Murray stated that Mr. Pierce hoped to spread at the end of April or early May, weather permitting. Mr. McConnell stated he would be starting his yearly manhole checks soon. He also advised the Board that the 2017 Water Quality Report was completed. Mr. McConnell left at 6:25pm.

Mr. Feuka informed the Board that the grant process is under way with DASNY. We should expect \$300,000.00 in reimbursements. He reviewed the SEQR form and the Negative Declaration. The bond resolution and bond counsel were discussed. He reviewed the C2ae services agreement.

Discussion on the waste water decommissioning proposal was tabled until the next board meeting. Construction of the water tower will not start until next year. To be financed by a loan and RD grant. The preliminary estimate of the grant from RD is \$441,000.00. RD asked that the Village contribute \$150,000.00 from the water reserve fund towards the tower project. The Board agreed. The Mayor asked Mr. Feuka to calculate the cost of the loan payment so it can be figured into next year's budget. The Board may have to look at increasing water rates. Mr. Feuka left at 7:00pm. Tr. Knowlton left at 7:04pm.

**RESOLUTION 18-032** **NO SIGNIFICANT ENVIRONMENTAL IMPACT  
(NEGATIVE DECLARATION)**

Offered by Tr. Guardino, seconded by Tr. Wood. Tr. Knowlton, Tr. Basford and Mayor Lashua - Aye.

**WHEREAS, the Village of Heuvelton has undertaken is undertaking certain wastewater improvements in connection with its Sewer Treatment Facility Project; and**

**WHEREAS, it is necessary to replace/upgrade a deteriorated 300,000 steel tank used for Losurdo Foods, Inc. for storage of process residuals as part of its wastewater pre-treatment process is subject to compliance with the provisions of the State Environmentally Quality Review Act and the regulations promulgated there under at 6 NYCRR, Part 617 ("SEQRA"), and**

**WHEREAS, at a regular meeting of this Board held on April 11, 2018, Part I of a short Environmental Assessment Form ("EAF:") was duly accepted for filing by this Board as prepared by the Village Engineer: and attached to this Resolution; and WHEREAS, pursuant to 6 NYCRR Part 617, this Board has reviewed Part II of the EAF to determine whether the project will have a significant effect on the environment, and**

**WHEREAS, pursuant to Article VIII of the Environmental Conservation Law and the regulations adopted pursuant thereto by the Department of Environmental Conservation, to wit: 6 NYCRR Part 617, this Board has determined that the action will not have a significant affect on the environment, and will not cause a significant impact on the environment, and therefore, the preparation of an environmental impact statement is not required.**

**NOW, THEREFORE, be it resolved by the Village Board of the Village of Heuvelton as follows:**

**1. Based upon the examination of the EAF and the criteria set forth in 6 NYCRR Part 617, the Board makes the following findings.**

**A. The proposed action constitutes a Unlisted action pursuant to 6 NYCRR Part 617 and this Board has previously determined that a coordinated review not necessary.**

**B. No potentially significant adverse impacts on the environment are noted on the EAF, none are identified by any of the involved agencies, and none are known to this Board.**

**C. There will be no substantial adverse change in existing air or water quality.**

**E. There will be no hazard created to human health.**

**F. There will be no substantial change in the use or the intensity of the use of the tank.**

**G. There will not be created a material conflict with the community's current plans or goals as officially adopted.**

**H. None of the criteria listed in 6 NYCRR Section 617.11 will be present in the proposed project and no similar criteria will be present which will adversely impact on the environment.**

**2. The Notice of Determination of Non-Significance attached hereto is hereby adopted and accepted by this Board as its Negative Declaration in connection with this Project.**

**3. The Village Clerk for the Village of Heuvelton is hereby directed to file in the Village Clerk's Office in a file readily accessible to the public, the Negative Declaration attached hereto.**

**5. All subsequent notices concerning this project shall note that this Board has issued a negative declaration.**

**6. This Resolution shall take effect immediately.**

**RESOLUTION 18-033**

**EQUALIZATION TANK BOND RESOLUTION**

Offered by Tr. Knowlton, seconded by Tr. Basford. Tr. Wood, Tr. Guardino and Mayor Lashua - Aye.

**BE IT RESOLVED, by the Village Board of the Village of Heuvelton, St. Lawrence County, New York, as follows:**

**Section 1. The Equalization Tank for the Village of Heuvelton Wastewater Treatment System, is in the interest of the residents of the Village of Heuvelton. The maximum cost of such specific objects or purposes as determined by the engineers hired by the Village is \$600,000.**

**Section 2. It is hereby determined that the period of probable usefulness of the aforesaid Equalization Tank is thirty (30) years; pursuant to subdivision (a)(4) of Section 11.00 of the Local Finance Law. It is further determined that no down payment is required pursuant to Section 107(d)(3)(a) of the Local Finance Law.**

**Section 3. The plan for the financing of such estimated cost for such objects or purposes us by is by the issuance of serial bonds or a statutory installment bond and grants through the Dormitory Authority of the State of New York, not exceeding \$600,000.00 of said Village and such bonds are hereby authorized to be issued therefore, pursuant to the Local Finance Law, for a period in excess of five (5) years.**

**Section 4. The faith and credit of said Village of Heuvelton, St. Lawrence County, New York are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same**

respectively become due and payable. There shall annually be levied on all sewer users of said Village, sewer rents sufficient to pay the principal of and interest of such bonds as the same become due and payable.

**Section 5.** All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Village by the facsimile signature of its Village Treasurer), including the consolidation with other issues, shall be determined by the Village Treasurer. It is hereby determined that it is to the financial advantage of the Village not to impose and collect from registered owners of such bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by Section 52.00 of the Local Finance Law, as the Village Treasurer shall determine.

**Section 6.** The validity of such bonds and bond anticipation notes may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution.

**Section 7.** Upon this resolution taking effect, the same be published in full in the Watertown Times, the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

**Section 8.** This resolution is subject to permissive referendum, pursuant to Section 36.00(a) of

the Local Finance Law.

**Section 9.** This resolution shall constitute a statement of official intent for the purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

**RESOLUTION 18-034**

**BOND COUNSEL**

Offered by Tr. Basford, seconded by Tr. Wood. Tr. Guardino, Tr. Knowlton and Mayor Lashua - Aye.  
**Resolution to hire Menter, Rudin & Trivelpiece, PC as Bond Counsel for services relating to the Equalization Tank Project not to exceed \$15,000.00.**

**RESOLUTION 18-035**

**DANC TECHNICAL SERVICES AGREEMENT**

Offered by Tr. Wood, seconded by Tr. Knowlton. Tr. Basford, Tr. Guardino and Mayor Lashua - Aye.  
**Resolution to accept the Project Management and Grant Administration Agreement with DANC for the Equalization Tank Project at a cost not to exceed \$ 25,000.00.**

**RESOLUTION 18-036**

**C2AE ENGINEERING AGREEMENTS**

Offered by Mayor Lashua, seconded by Tr. Guardino. Tr. Wood, Tr. Knowlton and Tr. Basford - Aye.  
**Resolution to accept the Engineering Agreement with C2AE for the Equalization Tank Project at a cost not to exceed \$30,000.00 and Wastewater Decommissioning & Sewage Treatment with the City of Ogdensburg not to exceed \$70,000.00.**

**Mayor's Report** The Mayor advised the Board that the Village is still waiting on reimbursement for the boat docks from DASNY. She is currently working on grants for the property acquisition project. She updated the Board on their current status and financing options. The Board supports moving forward. She informed the Board of a request from the Mayor of Rensselaer Falls asking about shared services for trash removal. Mr. Murray stated it would not be feasible since he does not have the manpower to handle the additional work involved. He offered to advise them on alternative options. The Mayor discussed the Planning Board's progress on updating the current sign law for the Village and the search for additional members. She would like to recruit business owners.

**Streets/Sidewalks** Mr. Murray stated he hopes to do street sweeping within the next couple of weeks. Brush pick up will be April 16th thru May 21<sup>st</sup>. He informed the Board of an unexpected expense for a tree removal.

**RESOLUTION 18-037**

**WATER RESERVE WITHDRAWAL**

Offered by Mayor Lashua, seconded by Tr. Guardino. Tr. Wood and Tr. Basford - Aye.  
**Resolution to withdraw up to \$ 150,000.00 from the Water Reserve Fund to be used for the Water Tower Project.**

**RESOLUTION 18-038**

**APPROVAL OF MINUTES**

Offered by Tr. Guardino, seconded by Tr. Wood. Tr. Basford Tr. Knowlton and Mayor Lashua - Aye.  
**Resolution to accept the minutes of the 3/14/18 & 3/23/18 meetings.**

**RESOLUTION 18-039**

**VOUCHER APPROVALS**

Offered by Tr. Wood, seconded by Tr. Basford. Tr. Knowlton, Tr. Guardino and Mayor Lashua - Aye.

**Approval of Vouchers:**

General	371- 401	\$ 7,166.88
Water	371- 401	\$ 3,964.63
Sewer	371- 401	<u>\$ 7,181.20</u>
Total		\$ 18,312.71

**Other Disbursements: \$ 30,095.70**

**RESOLUTION 18-040**

**BUDGET MODIFICATIONS**

Offered by Tr. Wood, seconded by Tr. Guardino. Tr. Knowlton, Tr. Basford and Mayor Lashua - Aye.

**Resolution to approve the following budget modifications:**

General

Increase: 13251.1 Clerk/Treasurer	\$ 702.22	Decrease: 97307.1 BAN Interest	\$ 3,951.90
14204.1 Attorney CE	\$ 54.00	73101.1 Youth PS	\$ 518.43
51101.1 Street PS	\$ 5,140.53	13252.1 Clerk/Treas EQ	\$ 1,101.08
51104.1 Streets CE	\$ 266.31	19904.1 Contingency	<u>\$ 639.15</u>
51404.1 Highway (Misc) CE	<u>\$ 47.50</u>	Total	<u>\$ 6,210.56</u>
Total	<u>\$ 6,210.56</u>		

Sewer

Increase: 14204.2 Attorney CE	\$ 239.00	Decrease: 19104.2 Unallocated Ins.	\$ 657.00
81304.2 Treatment/Disposal CE	<u>\$ 1,346.60</u>	81894.2 Reserve	<u>\$ 928.60</u>
Total	<u>\$ 1,585.60</u>	Total	<u>\$ 1,585.60</u>

Water

Increase: 14404.3 Engineer	\$ 956.75	Decrease: 19104.3 Unallocated Ins.	\$ 187.00
83404.3 Transmission CE	<u>\$ 196.24</u>	19904.3 Contingency	\$ 143.69
Total	<u>1,152.99</u>	83402.3 Reserve	<u>\$ 822.30</u>
		Total	<u>\$ 1,152.99</u>

At 7:51pm, with no further business before the Board, the meeting was adjourned on a motion by Tr. Guardino. All were in agreement.

Respectfully submitted,

Michele Smithers  
Village Clerk